CALLING ATTENTION TO MATTER OF URGENT PUBLIC IMPORTANCE

Re: **Non-implementation of High Court Order pertaining to students of 8th year class.**

ಶ್ರೀ ಎಸ್. ಗೋಪಾಲಗೌಡ (ತೀರ್ಥಹಳ್ಳಿ).—ಸ್ವಾಮಿ, ಮಾಧ್ಯಮಿಕ ಶಾಲೆಯ ಕಿನೇ ತರಗತಿಯಲ್ಲಿ ಓದುತ್ತಾ ಇದ್ದ ವಿದ್ಯಾರ್ಥಿಗಳ ಪರೀಕ್ಷೆಯನ್ನು ಜಿಲ್ಲಾ ಮಟ್ಟದಲ್ಲಿ ಮಾಡುವುದಕ್ಕೆ ಸರ್ಕಾರದವರು ಅವಕಾಶಕೊಟ್ಟು, ಆ ಪರೀಕ್ಷೆಯಲ್ಲಿ ಪಾಸ್ ಆಗದೇ ಇದ್ದವರನ್ನು ಹೈಸ್ಕೂಲ್‌ಗಳಿಗೆ ಸೇರಿಸಲಿಲ್ಲ. ಆ ವಿಷಯದಲ್ಲಿ ಹೈಕೋರ್ಟಿನವರು ಒಂದು ಆಜ್ಞೆಯನ್ನು ಹೊರಡಿಸಿ ಸರ್ಕಾರದ 9-5-1963 ನೇ ಆಜ್ಞೆಯನ್ನು ರದ್ದುಪಡಿಸಿ 14-8-1963 ರಲ್ಲಿ ಏನೊಂದು ಆಜ್ಞೆಯನ್ನು ಹೊರಡಿಸಿದರೋ ಮತ್ತು ಸರ್ಕಾರದವರಿಗೆ ಏನೊಂದು ನಿರ್ದೇಶನವನ್ನು ಕೊಟ್ಟಿದ್ದಾರೋ ಅದನ್ನು ಸರ್ಕಾರದವರು ಪರಿಪಾಲನೆ ಮಾಡದೇ ಈಗ ಪುನಃ 24-9-1963 ರಲ್ಲಿ ತರಗತಿಮಟ್ಟದಲ್ಲಿ ಪರೀಕ್ಷೆಗಳನ್ನು ಮಾಡಬೇಕು ಸೆಪ್ಟೆಂಬರ್ 30ಕ್ಕೆ ಫಲತಾಂಶ ಗೊತ್ತಾಗಬೇಕು ಅಕ್ಟೋಬರ್ 7ಕ್ಕೆ ಅಂತಹ ವಿದ್ಯಾರ್ಥಿಗಳು ಹೈಸ್ಕೂಲಿಗೆ ಸೇರಬೇಕೆಂದು ಹೇಳಿ ಪುನಃ ಇನ್ನೊಂದು ಆಜ್ಞೆ ಹೊರಡಿಸಿರುವುದರ ಮೂಲಕ ಸರ್ಕಾರದವರು ಅವಮಾನ ಮಾಡಿದ್ದಾರೆ.

Mr. SPEAKER.—The hon'ble member simply to draw the attention of the Minister to the urgent matter. He is not to discuss its merits.

ಶ್ರೀ ಎಸ್. ಗೋಪಾಲಗೌಡ.—ಏನಾಗಿದೆ ಎಂಬುದನ್ನು ಹೇಳಬೇಕಲ್ಲಾ.

ಅಧ್ಯಕ್ಷರು.—ನಾನು ಕಾಯುತ್ತಾ ಇದ್ದೇ, ನೀವು ದೂರ ದೂರ ಹೋಗುತ್ತಾ ಇದ್ದೀರಿ.

ಶ್ರೀ ಎಸ್. ಗೋಪಾಲಗೌಡ.—ತಮ್ಮ ಗಮನಕ್ಕೆ ವಿಷಯ ಏನು ಎಂಬುದನ್ನು ತರುತ್ತಾ ಇದ್ದೇ. ನ್ಯಾಯಾಲಯಕ್ಕೆ ಸರ್ಕಾರದವರು ಅವಮಾನ ಮಾಡಿದ್ದಾರೆ ಮತ್ತು ಆದರಿಂದ ಸಾವಿರಾರು ವಿದ್ಯಾರ್ಥಿಗಳಿಗೂ ಅನಾನುಕೂಲವಾಗಿದೆ. ಈ ಒಂದು ತೀವ್ರ ವಿಷಯದ ಕಡೆಗೆ ಸರ್ಕಾರದವರು ಅದರಲ್ಲೂ ಮುಖ್ಯವಾಗಿ ವಿದ್ಯಾಸಚಿವರ ಗಮನವನ್ನು ಈ ಮೂಲಕ ಸೆಳೆಯ ಬಯಸುತ್ತೇನೆ.

Smt. GRACE TUCKER (Deputy Minister for Education).—Sir, we have in no way ignored the writ petition. In fact, we have conformed to the judgement passed by the High Court of Mysore regarding the writ petition filed before them. In fact Government has directed the various authorities in the districts to hold another class examination for these children who have not succeeded in the old 8th year class and as a result, those children will have begun to do their examination.

Sri S. SIVAPPA (Sravanablgola).—On a point of information. I want to know whether the Hon'ble Education Minister has resigned ? He is not in the House. An important issue like this, is not answered by the Education Minister. I want to know whether he has resigned or taken eave.

Mr. SPEAKER.—There are well known methods for the member to explore.

The Hon'ble Deputy Minister may continue ignoring all this.

Smt. GRACE TUCKER.—Since the syllabus of the old 8th year class and the syllabus of the new 7th year class are on a par, we have to hold an examination for those who have not succeeded in the old 8th year examination and so we are holding a class examination immediately, after the High Court's decision and according to the results of this, we hope to give promotion to those who are successful to go into the first year class of the High School immediately within a week of publishing the results.

I assure the Hon'ble Member that we have in no way disregarded the judgement of the High court and we have taken that into consideration and accordingly helped the students who have approached us.

Mr. SPEAKER.— Is the Hon'ble Deputy Minister sure that there is no hardship caused to anybody ?

(SRI GOPAL GOWDA rose)

Mr. SPEAKER.—There will be no discussion let him read rule 63. That is why on behalf of the Hon'ble member I have asked whether there is no hardship caused to anybody ?

Smt. GRACE TUCKER.—We assure the House that there is no hardship to anybody, because after the 8th year, those children who have completed 8th year and succeeded would have to do 3 years of the high school and similarly those who passed the new middle school examination have to put in 3 years of the high school. There is no hardsh ip caused to anybody.

ಶ್ರೀ ಎಸ್. ಗೋಪಾಲಗೌಡ.—ಮಾನ್ಯ ಮಂತ್ರಿಗಳು ಏನು ಹೇಳಿದರೋ ಆ ವಾದ ಎಲ್ಲಾ ಹೈಕೋರ್ಟಿನಲ್ಲಿ ಮಾಡಿ ಸೋತುಹೋಗಿ ಆಗಿದೆ.

"We direct that a *writ of mandamus* be issued to the Director of Public Instruction to consider the claims of those petitioners for admission to the high school first year class without reference to the results of the district level examination conducted by him in 1963."

ಅದನು ಬಿಟ್ಟು ವಾದಮಾಡುತ್ತಾರೆ. ಈ ಹೊಸಆಜ್ಞೆ ಮಾಡಿದವರು ವಿದ್ಯಾಮಂತ್ರಿಗಳು ಅವರು ಇವೊತ್ತು ಬಂದಿಲ್ಲ.

Mr. SPEAKER.—Let him kindly read rule 63. Am I not to enforce the rule ? Under rule 63 there is no discussion.

Chair's Ruling *re.* a Point of Order

Mr. SPEAKER.— On the 14th instant, which was a day appointed for non-official business, the first non-official resolution put down in the list of business for being taken up that day was that of the Hon'ble Member Sri Shivalinge Gowda. When this item was reached, the Hon'ble Member stated that he was not moving his resolution. The next resolution stood in the name of the Hon'ble Member Sri A. J. Dodmeti. When his name was called the Hon'ble Member Sri A. J. Dodmeti said;

> "In the expectation that the Government will sympathetically examine this resolution, I am not moving the present resolution."

At this, the leader of the Opposition and certain Hon'ble Members raised a point of order to the effect that when a Member does not want to move any resolution, he should merely confine himself to a statement to that effect and cannot speak at all. To this point of order several Hon'ble Members spoke at great length. Reference was also made to Rule 142 of our Rules of procedure. The entire substance of the argument advanced on this occasion was merely that a Member who does not want to move a resolution should make a bare statement that he is not moving it and that any other words uttered on the occasion would no